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Clerk, U.S. District Court
District Of Montana
Missoula

Attorneys for Proposed Intervenor

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA, MISSOULA DIVISION

MATT BARKER, TERRIL
BERNHARDT, DWAYNE
BINKLEY, MARK BOESCH,
MIKE CONRAD, RANDALL
DOANE, KEN DURIE, DAMIAN
EDWARDS, MIKE ELLEN,
DANIEL ENDECOTT, RYAN
EWER, CHUCK FYFE, MIKE
GATES, JASON GORDON, RICK
HAJEK, DAVIS B. HARRIS,
THOMAS HARTZELL, RANDY
HILL, TRAVIS HILL, GRAHAM
HYDE, TYLER JARVIS, GERALD
JELLETICH, PAUL KENNY,
ROBERT MATTIJETZ, JEFF
MCCHRISTIAN, CHRIS
MCPHERSON, LESTER
MEINZEN, ERIN MESSEX,
MARK MILLER, BRUCE
MILLER, ISAAC MILSTEAD,
DAVID NORDMAN, RANDY

Cause No.: CV-18-179-DLC

**UNCONTESTED MOTION TO
INTERVENE**

PHILLIPS, DENNIS K. RAMEY,
GREGORY RAUER, MILES
RAUER, MICHAEL RYKER,
ALLEN SCHMIDT, BRETT
SHARBONO, ROB SIMS,
WILLIAM "BERT" SMEAD,
MARVIN SNEDIGAR, JONI
SOLANDER, JASON SPEK,
ROGER STEVENS, KI
STODDARD, RICHARD WAYNE
SUMMERS, STEVE TENOLD,
KENNETH TICHENOR, ZACH
TITECA, DAN WALDO, DON
WHITEHAIR AND PATRICK
WURSTER

Petitioners,

v.

SELWAY CORPORATION and the
SELWAY CORPORATION
EMPLOYEE STOCK OWNERSHIP
PLAN,

Respondents,

and

MAX DOWNING

Proposed Intervenor.

Proposed Intervenor Max M. Downing ("Mr. Downing") hereby moves to intervene as a Respondent-Intervenor in this action. Mr. Downing's intervention is warranted under Fed.R.Civ.P. 24(a)(2).

As set forth in the accompanying brief, intervention is necessary because Mr. Downing is a party to the settlement that is the subject of this case and thus has an interest in the subject of this action. Further, it is necessary for Mr. Downing to monitor and participate in the proceedings in order to be assured that the terms of the settlement are accurately presented to and approved by the Court.

Pursuant to Local Rule 7.1(c)(1), the undersigned counsel has contacted counsel for Petitioners and Respondent Selway Corporation and is advised that the do not contest this motion.

DATED this 15th day of November, 2018.

REEP, BELL, LAIRD & JASPER, P.C.

By: 
Robert T. Bell
Attorneys for Proposed Intervenor